

PATENT APPLICATION FEE DETERMINATION RECORD

Effective October 1, 2000

Application or Docket Number

09/759430

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS		
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	13 minus 20=	
INDEPENDENT CLAIMS	3 minus 3 =	
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	41	Minus	20 = 11
Independent	3	Minus	0 = 3
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY TYPE ☐

OR OTHER THAN SMALL ENTITY

RATE	FEE
BASIC FEE	355.00
X\$ 9=	
X40=	
+135=	
TOTAL	

RATE	FEE
BASIC FEE	710.00
X\$18=	
X80=	
+270=	
TOTAL	

SMALL ENTITY

OR OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
X\$ 9=	
X40=	
+135=	
TOTAL	
ADDITIONAL FEE	

RATE	ADDITIONAL FEE
X\$18=	
X80=	
+270=	
TOTAL	
ADDITIONAL FEE	

3-28 05

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	42	Minus	41 = 1
Independent	6	Minus	3 = 3
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE
X\$ 9=	
X40=	
+135=	
TOTAL	
ADDITIONAL FEE	

RATE	ADDITIONAL FEE
X\$18=	
X80=	
+270=	
TOTAL	
ADDITIONAL FEE	

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total		Minus	=
Independent		Minus	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE
X\$ 9=	
X40=	
+135=	
TOTAL	
ADDITIONAL FEE	

RATE	ADDITIONAL FEE
X\$18=	
X80=	
+270=	
TOTAL	
ADDITIONAL FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

PTO/SB/03 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).	Application Number	09/759,430
	Filing Date	1/12/01
	First Named Inventor	Lee R. Bolduc
	Group Art Unit	3731
	Examiner Name	P. Roberts
	Attorney Docket Number	HRT0228

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 in (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50093 (Aug. 18, 2000); Interim Rule, 65 Fed. Reg. 14855 (Mar. 20, 2000), 1231 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
(any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(o) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other

3. **Fees** - The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 10-0750.
- i. ☒ RCE fee is required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of Time (37 C.F.R. §§ 1.138 and 1.17)
- iii. ☐ Other
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (print/type)	Brian S. Tomko	Registration No.	41,349
Signature	/BS Tomko/	Date	3/28/05

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: 3/28/05

Name (print/type)	Brian S. Tomko	Date	3/28/05
Signature	/BS Tomko/		

COMM-FTE 1/2005 - 1/2005 1/2005 1/2005

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MAR 28 2005

Docket No. HRT 228

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Lee R. Bolduc et al.
Serial No. : 09/759,430 Art Unit : 3731
Filed : January 12, 2001 Examiner : B. Pantuck
Title : System for Performing Vascular Anastomosis

I hereby certify that this correspondence is being faxed to the
United States Patent & Trademark Office at (703) 871-9206 on March 28, 2005
(Date of Deposit)
(BS Tomko)

Brian S. Tomko
(Name of applicant, assignee, or Registered Representative)

Honorable Commissioner of Patents
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

04/15/2005 DEPOXKS 00000010 100750 09759430
01 70:2202 25.00 PA
02 50:2201 200.00 DA

In response to the Office Action dated October 26, 2004, the time for response having been extended by petition, and in connection with the RCE filed on this date, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this document.

Remarks begin on page 12 of this document.

04/15/2005 DEPOXKS 00000010 100750 09759430
01 70:2202 25.00 PA
02 50:2201 200.00 DA

DOCKET NO. HRT0228

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Lee R. Bolduc et al.
Serial No. : 09/759,430 Art Unit : 3731
Filed : January 12, 2001 Examiner : P. Roberts
Title : System for Performing Vascular Anastomosis

I hereby certify that this correspondence is being faxed to the
United States Patent & Trademark Office at (703) 872-9306 on

March 28, 2005

(Date of Deposit)

Brian S. Tomko

(Name of applicant, assignor, or Registered Representative)

/BS Tomko/

(Signature)

March 28, 2005

(Date of Signature)

Honorable Commissioner of Patents
Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME
AND AUTHORIZATION TO CHARGE
DEPOSIT ACCOUNT THEREFOR

Dear Sir:

Applicants petition the Commissioner of Patents and Trademarks to extend the time for response to the Office Action dated October 26, 2004 for two (2) months from January 26, 2005 to March 26, 2005. An RCE and an Amendment responding to the Office Action is being filed concurrently herewith.

Please charge Deposit Account No. 10-0750/HRT0228/BST in the name of Johnson & Johnson for the cost of filing this Petition.

Respectfully submitted,

/BS Tomko/

Brian S. Tomko
Reg. No. 41,349
Attorney for Applicant(s)

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-1239
DATE: March 28, 2005